

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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In the Matter of)

Reclassification of License of Station)
KHBZ-FM, Oklahoma City, Oklahoma)

RM-11075

Federal Communications Commission
Office of Secretary

To: Secretary to forward to Assistant Chief, Audio Division, Media Bureau

STATEMENT IN RESPONSE TO ORDER TO SHOW CAUSE

Clear Channel Broadcasting Licenses, Inc. ("Clear Channel"), the licensee of Station KHBZ-FM, Channel 234C, Oklahoma City, Oklahoma (Facility ID No. 11964), by its attorneys, hereby responds to the Order to Show Cause, DA 04-3008 (released September 24, 2004) in the above-captioned proceeding (the "*Order to Show Cause*").

The *Order to Show Cause* stated that a petition for rule making to allot Channel 233A at Cherokee, Oklahoma, filed by Katherine Pyeatt ("Pyeatt") proposes the reclassification of Station KHBZ-FM, Oklahoma City, Oklahoma, from Class C to a Class C0, pursuant to note 2 of Section 1.420(g) of the Commission's Rules. The *Order to Show Cause* provides Clear Channel the opportunity until November 8, 2004, to file a written statement as to why the license for Station KHBZ-FM should not be modified to a Class C0 facility as proposed.

This written statement responds to the *Order to Show Cause*.

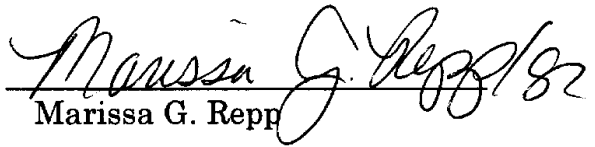
Pursuant to note 2 of Section 1.420(g), note 4 of Section 73.3573, and Section 1.87 of

the Commission's Rules, Clear Channel hereby states its intent to seek to modify Station KHBZ-FM's facilities by the filing of an acceptable application for a construction permit to increase the antenna height to at least 451 meters HAAT and specifying an effective radiated power of 100 kW. Clear Channel shall file such an application with the Commission within 180 days of November 8, 2004, as provided by the Commission's Rules. Indeed, Clear Channel is filing such an application concurrently. Consequently, the license of Station KHBZ-FM should *not* be reclassified as requested by Pyeatt. Moreover, as set forth in note 2 of Section 1.420(g) of the Commission's Rules, Pyeatt's petition must be dismissed upon the filing by Clear Channel of an acceptable construction permit application to increase the antenna height of Station KHBZ-FM to at least 451 meters HAAT. 1/

1/ In addition, the Petition for Rulemaking filed by Charles Crawford proposing the addition of Channel 232A at Drummond, Oklahoma, which is dependent on the reclassification of KHBZ-FM as a Class C0 station, must be dismissed. Furthermore, upon the grant of the KHBZ-FM Class C application, the triggering application of Radio One Licenses, LLC, for the modification of KSOC(FM), Gainesville, Texas, FCC File No. BPH-20040826AEH, must be dismissed. See 47 C.F.R. Section 73.3573 note 4.

Respectfully submitted,

**CLEAR CHANNEL
BROADCASTING LICENSES, INC.**

By: 
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November 4, 2004

Certificate of Service

I, Regina D. Hogan, hereby certify that on this 4th day of November 2004, a copy of the foregoing Statement in Response to Order to Show Cause was sent by first-class mail, postage prepaid, to:

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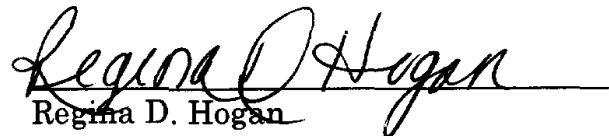
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